

**STATE OF CALIFORNIA  
CALIFORNIA PROTECTION AGENCY  
CALIFORNIA REGIONAL WATER QUALITY BOARD  
LOS ANGELES REGION**

**478<sup>TH</sup> REGULAR BOARD MEETING**

**Minutes**

**Board Meeting Date** Thursday, October 7, 2004  
**Meeting Location** The Metropolitan Water District, Board Room  
700 North Alameda  
Los Angeles, CA

**Call to Order**

Chair Diamond called the meeting to order at 9:30am to discuss items not requiring a meeting quorum. Quorum achieved at 9:40am.

**Roll Call**

Members Present: Julie Buckner-Levy, Susan Cloke (Vice Chair), Francine Diamond (Chair), Bradley Mindlin (arriving at 9:40am ) and David Nahai

Members Absent: Keith McDonald and Timothy Shaheen

**Order of Agenda**

Motion: Add agenda Item 5B, Customer Service Award, and continue Items 11, 13 and 17.

First: Mr. Nahai

Second: Ms. Cloke

Support: Ms. Buckner-Levy, Ms. Cloke, Diamond, Mr. Mindlin and Mr. Nahai

Oppose: None

Abstain: None

**Approval of Minutes**

Motion: To approve the minutes, without amendment, for the June, July and August, 2004 meetings of the Board. Postpone to a future meeting the approval of the minutes for the September, 2004 meeting of the Board.

First: Mr. Nahai

Second: Ms. Buckner-Levy

Support: Ms. Buckner-Levy, Ms. Cloke, Ms. Diamond, Mr. Mindlin and Mr. Nahai

Oppose: None

Abstain: None

## **Board Member Communications**

Diamond: September 8<sup>th</sup>: Participated in a community meeting to discuss status of and pending cleanup activities for the Price Pfister site, located in Pacoima, California. September 21<sup>st</sup>: Attended the dedication of the Simi Valley Water Treatment Plant. September 22<sup>nd</sup>: Met with the Mayor, Councilmembers and City Manager for the City of Malibu to discuss ongoing efforts to improve water quality in the Malibu Watershed. September 23<sup>rd</sup>: Joined the Los Angeles City Attorney in a press conference to announce an enforcement action against a metal plating firm for release of Chrome 6 into the environment. September 30<sup>th</sup>: Participated in dedication ceremonies for the City of Los Angeles ECIS project. October 6<sup>th</sup>: Met with the City of Malibu to discuss wastewater treatment and related issues.

Mindlin: Met with Los Angeles City Attorney to discuss coordination of projects of mutual concern. Noted appointment to the City of Los Angeles Planning Commission and possibility of hearing issues that may become before the Board (Legal opined that Mindlin's appointment does not pose a conflict of interest provided that Commission meetings are open to the public). Reported having received a telephone call to discuss the Marlow-Burns site.

## **Executive Officer's Report**

Chair announced the selection of Jonathan Bishop as the Board's Executive Officer and appointment of Deborah Smith as its Chief Deputy Executive Officer

Report given by Jonathan Bishop, Executive Officer, and posted on the Board's website: <http://www.swrcb.ca.gov/~rwqcb4/html/meetings/past.html>.

Cloke expressed interest in knowing the number of municipalities that have and have not entered into MOUs with the Board for residential wastewater systems and the consequences of not doing so.

## **Customer Service Award (New Item)**

Staff Report: Jonathan Bishop, Executive Officer

Chair presented Susana Nasserie with a certificate acknowledging exceptional and sustained customer service.

## **Public Forum**

Eric Smith, Waterstone Environmental, representing Marlow-Burns Company. Marlow-Burns site impacted by MTBE contamination from underground storage tanks; Expressed concern that the Regional Board had listed site as low priority. Requested Board give higher priority to site.

Carry Inciong, representing County of Los Angeles, Department of Public Works. Reported that the Los Angeles County Board of Supervisors unanimously approved a MOU with the Board for on-site wastewater treatment systems.

Mark Pumford, representing City of Oxnard Wastewater Division. Provided a status report on the City's efforts to remove septic systems in the Oxnard forebay and other locations.

Lee Rennacker, Ojai Valley resident. Commented on the proposed MOU for residential wastewater treatment systems. Expressed concern that the draft MOU was not available for public review and that the draft MOU does not reflect technological advances. Expressed disappointment with the absence of a statewide policy for residential wastewater treatment systems.

At Chair's request, the Executive Officer provided an update on the content, status and availability of the draft MOU and on the development of statewide standards for residential wastewater treatment systems.

### **Uncontested Action Items**

Motion: That the following agenda items be called uncontested items and approved: 8, 9, 10 and 12, with minor amendments noted in change sheet and discussion.

First: Mindlin

Second: Nahai

Support: Buckner-Levy, Cloke, Diamond, Mindlin and Nahai

Oppose: None

Abstain: None

Mindlin noted relationships with various individuals associated with the University of Southern California (Item 8), (Legal advised that given circumstances this does not pose a conflict of interest).

Cloke requested to be kept informed on research status and findings pertaining to Agenda Item 10, United States Navy, Naval Base Ventura County, Port Hueneme Facility (US/EPA Infiltration Gallery).

### **Other Action Items**

Enforcement—Panel Hearing Recommendations

Chair passes gavel to Nahai for Items 14, 15 and 16.

Item 14. Hearing on Complaint No. R4-2004-0078.

Staff Report: Paula Rasmussen

Motion: To approve hearing panel's findings of fact and recommended penalties.

First: Cloke

Second: Buckner-Levy

Support: Buckner-Levy, Cloke, Diamond, Mindlin and Nahai

Oppose: None

Abstain: None

Item 15. Hearing on Complaint No. R4-2004-0085.

Staff Report: Paula Rasmussen

Motion: To approve hearing panel's findings of fact and recommended penalties.

First: Cloke

Second: Buckner-Levy

Support: Buckner-Levy, Cloke, Diamond, Mindlin and Nahai

Oppose: None

Abstain: None

Item 16. Hearing on Complaint No. R4-2004-0044.

Staff Report: Wendy Phillips

Motion: To approve hearing panel's findings of fact and recommended penalties, as amended to correct minor clerical errors.

First: Mindlin

Second: Buckner-Levy

Support: Buckner-Levy, Cloke, Diamond, Mindlin and Nahai

Oppose: None

Abstain: None

Nahai returns gavel to Chair.

### **Information Items**

Item 18. Public Workshop to Consider Basin Planning Priorities for 2005-2008 (Triennial Review)

Staff Report: Rene DeShazo, assisted by Deborah Neiter.

Public Comment

- Jim Marchese, representing City of Los Angeles, Bureau of Sanitation
- Carrie Inciong, representing County of Los Angeles, Department of Public Works
- Ken Farsing, City Manager, City of Signal Hill
- Sharon Green, representing the County Sanitation Districts of Los Angeles County
- Dr. Mark Gold, Executive Director, Heal the Bay
- Tracy Egoscue, Executive Director, Santa Monica BayKeeper
- Michael Wang, representing the Western States Petroleum Association

Board Discussion Topics

- Concern that small business owners are not kept abreast of and involved in stormwater runoff and related issues; interest in giving greater focus, emphasis or priority to projects which achieve both water quality standards and water conservation; interest in keeping as a high priority developing TMDLs, developing numeric toxicity goals, and protecting sensitive coastal areas; interest in recognizing statewide

issues and coordinating efforts with State Board; concern about how TMDLs translate into specific permit requirements; interest in clarifying CTR and SIP applicability; clarifying criteria for use of best professional judgement; achieving better coordination of State and Regional Board resources; developing narrative objectives for emerging chemicals; and continuing and increasing public outreach.

Item 19. Update on the Calleguas Creek Watershed Management Plan

Staff Report: Samuel Unger, assisted by Richard Haggis, Co-Chair,  
Calleguas Creek Watershed Management Plan Committee.

Board Discussion Topics:

- Interest in considering similarities between Calleguas Creek and Santa Clara River chloride issues.

Closed Session

The Board did not meet in closed session.

Adjournment of Meeting

The Chair adjourned the meeting at 12:51pm.